



WEST BENGAL POLLUTION CONTROL BOARD

(Department of Environment, Govt. of West Bengal)

Paribesh Bhawan

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MEMO NO.: 2655 - 5L/WPB-2007/GEN

DATE: 11-12-2008

CLOSURE ORDER

WHEREAS, a **D. G. SET** having capacity of 7.5 KVA is operated by **SRI RAMENDRA NATH BHATTACHARYA** (herein referred to as the unit) at Vill + P.O. Jhorehat, via Andul, (Near Rajabagan Kumarpara), P.S. Sankrail, District - Howrah.

WHEREAS, a complaint was lodged by Sri Biswanath Bhattacharjee, residing at Vill + P. O. Jhorehat, via Andul, (Near Rajabagan Kumarpara), P.S. Sankrail, District – Howrah alleging generation of noise and smoke from the D. G. set affecting the inmates of his residence situated at a 10 ft. distance from the place of operation of the D.G. set.

WHEREAS, the **WEST BENGAL POLLUTION CONTROL BOARD** (hereinafter referred as the Board) in response to the complaint directed the unit vide Record of Proceedings (hereinafter referred as ROP) vide Memo No.: 700-5L/WPB-2007/GENERATOR dated 12/10/2007, to place the D. G. Set within a covered area only with adequate pollution control system so that the smoke and noise do not disturb the environment of the locality.

WHEREAS, the matter was subsequently heard by the Hon'ble Calcutta High Court on 05/09/2008 and after the hearing, the Hon'ble High Court directed the Board to implement its order dated 12-10-2007 with the help of the police authorities.

WHEREAS the unit was further inspected on 16/10/2008 by the Board Officials revealing that although the DG set has now been housed within a closed room. Bur the unit failed to install proper acoustic arrangement for control of noise emanated from the D. G. set room. The D. G. set is also not fitted with the stack of adequate height for dispersion of smoke as required under the guidelines for stack height for Diesel Generator sets published by CPCB in Emission Regulations, Part-IV, COINDS/26/1986-87

Copy of the Notification published by the Ministry of Environment and Forests, Government of India and the Guidelines for stack height for D. G. sets published by CPCB are enclosed with this order for the benefit of **SRI RAMENDRA NATH BHATTACHARYA**

NOW THEREFORE, considering the non-compliance as recorded above, **SRI RAMENDRA NATH BHATTACHARYA** is hereby directed not to operate the D. G. set pending compliance of the following conditions.

1. The D.G. set is to be placed within a closed room with adequate acoustic measures for containment of noise as per the Notification published by the Ministry of Environment and Forests, Government of India vide G.S.R. No. 371 (E) dated 17th May, 2003

2. The unit will have to erect stack for dispersion of smoke generated from the D. G. set as per the guidelines for stack height for Diesel Generator sets published by CPCB in Emission Regulations, Part-IV, COINDS/26/1986-87

The Superintendent of Police, Howrah, West Bengal is required to implement the order of the Board in its true spirit and report the same to the Member Secretary, West Bengal Pollution Control Board. This is in compliance with the order of the Hon'ble Calcutta High Court dated 05-09-2008, a copy of which is enclosed for ready reference.

The order for stopping of operation of D. G. set is issued in exercise of the powers conferred under Air (Prevention & Control of Pollution) Act, 1981 and Environment (Protection) Act, 1986 and Rules made after taking approval from the Competent Authority

The Environmental Engineer, Howrah Regional Office of the State Board is requested to take necessary steps for proper execution of the Closure Order.

This has approval of the Competent Authority.

Order

Sd/-

(Dr. D. Chakraborty)

**Chief Scientist & Head – Technical Cell
West Bengal Pollution Control Board**